

January 5, 2016
Antelope County Board
Neligh, Nebraska

The Antelope County Board of Supervisor’s convened in regular session on Tuesday, January 5, 2016 at 9:00 AM in the County Supervisor’s room, Antelope County Courthouse annex, Neligh, Nebraska. Meeting called to order by Chairman Schwager with the following board members responding to roll call: Bolling, Koinzan, Kerkman, Schindler, Williby, Henery and Schwager. Chairman Schwager stated that the open meeting laws are posted on the east wall of the Supervisor’s room with more copies available at the County Clerk’s office.

Notice of the meeting was given in advance thereof by publication in the four county newspapers, legal newspapers printed and in general circulation in Antelope County, Nebraska as shown by proof of publication filed in the County Clerk’s office. Agenda for said meeting was sent to all members of the County Board of Supervisors.

A bid was submitted by Flenniken Plumbing and Heating for the Antelope County Museum. The furnace recently broke down and a replacement is in need. Furnace is to be installed.

Two warrants were signed by Chairman Schwager for the General and Road and Bridge Payroll. Supervisor Schwager signed salary verses hourly contract for Ron Marshall.

DEQ letters on were presented and will be placed on file in the Planning and Zoning Office. Thiele Dairy-Approval to operate LWCF; Demerath Farms Inc., Construction and Operating Permit; O & W Dairy Farm Inc.- Approval to operate LWCF; O & W Dairy Farms Inc.- NPDES General Permit for Operation Confining Cattle.

Correspondence was reviewed and put on file: NIRMA Safety Shorts; Appeals pending before the Tax Equalization and Review Commission email from Beth Mares; BC/BS Prior Authorization Requirement Effective January 1, 2016; BCBS Telehealth newsletter; BIG A Construction Flyer; NDOR Meeting agenda flyer and email for Columbus, NE on January 19, 2016; NIRMA letter regarding Drug Testing. Gave each supervisor a copy of Current Expenditures report dated December 31, 2015.

County Clerk handed out road and bridge budgets as of the end of December 2015 to all of the supervisors.

Claims not having 2 signatures were presented for second signature. Matteo Sand & Gravel-December; Bank of America – December; Bomgaars – December; D & M Machinery- December; Klabenes Construction- November.

Discussion was held on curtains between the offices and the hallway in the Annex portion of the courthouse. Currently, the curtain in the clerk’s office is off of the track and there is no way of repairing them. The curtain does not stay open and is in danger of falling. The curtain on the Treasurer’s office does not go to the floor and is not secure. Ron Gilg, contractor was contacted to look into the issue of fixing the curtain in the Clerk’s Office, and/or finding a solution to the current situation. He was present during discussion and shared three (3) quotes and or options. 1) SGH out of Omaha - \$1935.00 plus tax for a bi-fold accordion door, without sound barrier; 2) a couple of options of Redondo Beach, California \$4607.41 (regular) and \$2285.00 (particle pressed board). After more discussion, it was decided to table the decision until further investigation could be completed and options explored. Supervisor Schindler is to look into the situation. Discussion is to continue during January 12, 2016 meeting.

Letter of Transmittal regarding Oakdale South Box Culvert reviewed. No action. To be placed on file.

Certification of County Highway Superintendent was read and signed, per Brian McDonald. This certification has to be on file to be federal aid assistant ready. Signed by Chairman, and returned to Lincoln.

Antelope County Board of Equalization met at 9:32 AM. Approved 16 Tax List Corrections

The following tax list corrections were discussed with the Supervisors, by Antelope County Assessor, Kelly Mueller. Parcels were discussed on a one on one basis. Questions were asked. Motion was made by Supervisor Kerkman, seconded by Supervisor Schindler. Voting aye: Kerkman, Schindler, Koinzan, Williby, Henery, Bolling and Schwager. Nays none. Supervisor Koinzan wondered about abstaining – parent involvement. Was determined it would not affect outcome. No changes. Motion passed.

#1	Dish Network LLC	Parcel #’s 990644, 990372, 990377, 990374, 990376, 990583, personal property filed for 2015.			
		Previous Value	\$ 104,586.00	Previous Taxes	\$ 1938.10
		Current Value	\$ 87,052.00	Current Taxes	\$ 1613.98
#2	Dennis Beckman	Parcel # 8002 Removed house on IOLL in 2014, should have been removed.			
		Previous Value	\$ 15,880.00	Previous Taxes	\$ 184.02
		Current Value	\$ 0.00	Current Taxes	\$ 00.00
#3	Barton & Sandra Koinzan	Parcel # 991684 Personal Property filed for 2013, not filed previously.			
		Previous Value	\$ 00.00	Previous Taxes	\$ 00.00
		Current Value	\$ 258,800.00	Current Taxes	\$ 4,379.10
#4	Barton & Sandra Koinzan	Parcel # 991684 Personal Property filed for 2014, not filed previously.			
		Previous Value	\$ 00.00	Previous Taxes	\$ 00.00
		Current Value	\$ 304,542.00	Current Taxes	\$ 3,860.46
#5	Barton & Sandra Koinzan	Parcel # 991684 Personal Property filed for 2015, not filed previously.			
		Previous Value	\$ 00.00	Previous Taxes	\$ 00.00
		Current Value	\$ 339,536.00	Current Taxes	\$ 4,131.32
#6	Capital Select	Parcel # 990850 All equipment filed under KNBB, which they are already paying.			
		Previous Value	\$ 13,249.00	Previous Taxes	\$ 143.68
		Current Value	\$ 00.00	Current Taxes	\$ 00.00
#7	Ronald R. Rice	Parcel # 920406 Filed 2015 Personal Property.			
		Previous Value	\$ 00.00	Previous Taxes	\$ 00.00
		Current Value	\$ 22,362.00	Current Taxes	\$ 347.98
#8	Neligh Clinic LLC	Parcel # 990807 Personal Property filed for 2015, not filed previously.			
		Previous Value	\$ 00.00	Previous Taxes	\$ 00.00
		Current Value	\$ 1,117.00	Current Taxes	\$ 27.60
#9	Randy M. & Larissa M. Frey	Parcel # 346700 Removed bins in 2014, 2015 correction.			
		Previous Value	\$ 34,310.00	Previous Taxes	\$ 00.00
		Current Value	\$ 10,295.0	Current Taxes	\$ 00.00
#10	Steven D Kraft	Parcel has other value, value lowered, taxes are due on difference.			
		Parcel # 920539 Personal Property filed for 2015, filed late.			
		Previous Value	\$ 00.00	Previous Taxes	\$ 00.00

#11	Dave Schmitt	Current Value	\$ 4,139.00	Current Taxes	\$ 102.28
		Parcel # 990903	Personal Property filed for 2015, filed late.		
		Previous Value	\$ 00.00	Previous Taxes	\$ 00.00
#12	Butch’s Body Shop	Current Value	\$ 4,487.00	Current Taxes	\$ 110.88
		Parcel # 990030	Personal Property filed for 2015, filed late.		
		Previous Value	\$ 00.00	Previous Taxes	\$ 00.00
#13	American Dairy Foods and Consult Labs	Current Value	\$ 8,970.00	Current Taxes	\$ 125.94
		Parcel # 990597	Personal Property filed for 2015, filed late.		
		Previous Value	\$ 5,119.00	Previous Taxes	\$ 00.00
#14	AGCO Finance LLC	Current Value	\$ 37,753.00	Current Taxes	\$ 764.68
		Parcel # 991685	Personal Property filed for 2015, added property that should have been.		
		Previous Value	\$ 00.00	Previous Taxes	\$ 00.00
#15	AGCO Finance LLC	Current Value	\$ 428,525.00	Current Taxes	\$ 5,371.24
		Parcel # 991462	Personal Property filed for 2015, timely filed removed penalty.		
		Previous Value	\$ 139,544.00	Previous Taxes	\$ 1,373.42
#16	Meridian Leasing Corporation	Current Value	\$ 139,544.00	Current Taxes	\$ 1,373.42
		Parcel # 990508	Personal Property filed for 2015, an item was removed that should not have been – wrongly reported by owner.		
		Previous Value	\$ 4,511.00	Previous Taxes	\$ 43.30
		Current Value	\$ 5,155.00	Current Taxes	\$ 49.50

At 9:35AM, Supervisor Henery made a motion to go out of Board of Equalization and back to regular session. Motion was seconded by Supervisor Williby. Voting aye: Bolling, Koinzan, Kerkman, Schindler, Williby, Henery, and Schwager. Nays none. Motion carried.

Returned to regular board meeting.

At 10:33 AM, Chairman, Supervisor Schwager stated the intention of the Supervisors was to continue and complete the public hearing and motion at 10:30 AM, on January 12, 2016, during the Antelope County Supervisors Meeting.

Discussion held on the Planning and Zoning Commission consulting proposal. Char Carpenter, Antelope County Planning and Zoning Administrator approached the board and asked for the contract so she has a source to ask advice and bounce ideas and questions to. The proposal is on an as needed basis and will run at \$80.00 an hour. With different situations and notices, the Planning Commission is looking to have an outside idea. Motion was made by Supervisor Schindler, seconded by Supervisor Kerkman to accept the proposal as written and presented. Voting aye: Schindler, Kerkman, Williby, Henery, Koinzan, Bolling and Schwager. Nays none. Motion passed.

Delinquent tax list was presented in November, at which time the County Attorney was to send a letter, and they would be discussed today. In follow-up to the delinquent tax list presentations the supervisor again looked at and discussed a list of tax payers whose taxes are on the delinquent tax list. Currently the list consisted of approximately 22 parcels. There were a few taxpayers who responded and attempted to pay or paid the delinquent taxes as listed. Discussion followed. The Supervisor asked County Attorney, Joe Abler, for advice on the proper procedure. The list, presented today, was vague and a complete history was not available. Discussion was whether they could decide to foreclose on certain parcels, or if the complete list has to be sent to foreclosure. The supervisors asked if they could get a few more details, and move the decision to January 12, 2016 meeting. County Assessor and County Treasurer supported the request and agreed to present a quick overview of the parcels. Item tabled until January 12, 2016.

PARCEL #	TAXPAYER NAME	MAIL ADD 2	MAIL ADD 3	ZIP CODE	DEL YEARS	DELINQ BAL
208600	ALMENDARIZ,MIGUEL & ELIZABETH	909 WESTON AVE	SAINT JAMES MN	56081-1643	2003 to 2013	1319.85
689500	COOPER,JAMES H & YVONNE L	85996 513 AVE	ORCHARD NE	68764-5038	2000 to 2013	1504.11
694400	COOPER,JAMES H & YVONNE L	85996 513 AVE	ORCHARD NE	68764-5038	2000 to 2013	1285.68
133300	DENNIS,DOUGLAS A & GLORIA A	107 H ST	NELIGH NE	68756-1241	2011 to 2013	1519.95
800500	HANSEN,JOSEPHINE C/O KEN HANSON	605 E 2ND	NELIGH NE	68756-1175	2006 to 2013	6730.52
138800	HRONEK,MIKE W	PO BOX 3	OAKDALE NE	68761-0000	2011 to 2013	200.85
135700	HRONEK,MIKE,W	PO BOX 3	OAKDALE NE	68761-	2005 to 2006	1083.96
135000	KNIFFIN,CHARLES & HELEN	80 EDWARDS DRIVE	FREEHOLD NJ	07728-0000	2007 to 2013	2076.53
106500	KNOX,DOUGLAS W & BARBARA K	PO BOX 165	TILDEN NE	68781-0000	2000 to 2013	3928.19
136400	NELSON,GORDON & DELORIS	POB 343	CUSTER SD	57738-0000	2011 to 2013	69.51
219900	RUNDQUIST,GLENN A etal	2944 217TH PL SW	BRIAR WA	98036-0000	2010 to 2013	2585.84
219800	RUNDQUIST,NOLAN G	2944 217TH PL SW	BRIAR WA	98036-0000	2010 to 2013	43.29
106400	SCHOLL,TAMRA & SCHMIDT,NICHOLAS	PO BOX 832	BRIDGEPORT NE	69336-0832	2010 to 2013	1413.17
135800	SLEISTER,SHANE & DANIELLE	606 RATH ST	OAKDALE NE	68761-0000	2012 to 2013	1315.1
29300	STARMAN,STEVEN L & SANDRA L	52692 836 RD	OAKDALE NE	68761-0000	2010 to 2013	136.48
136800	STINES,FRED & CANDICE	301 E MAIN ST	HADAR NE	68738-	2007 to 2013	544.33
208800	ZARATE,SALVADOR	306 PROCTOR ST	ROYAL NE	68773-0000	2005 to 2013	1582.02
	TOTAL					27339.38

Motion by Williby, seconded by Henery to approve the application for permit submitted by Darrell Crabtree to place a permanent electric line beneath 862nd Road crossing at the S1/2SE1/4 of Section 12, Township 27 North, Range 7 West of the 6th P.M., Antelope County, Nebraska, Darrell Crabtree – owner, Mike Crabtree - Tenant. Two Rivers to do work, the purpose is to run electric motor for irrigation well; all work to be done according to State and County specs. Those voting aye: Kerkman, Henery, Williby, Bolling, Schindler, Koinzan and Schwager. Nays none. Motion carried.

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Motion by Henery, seconded by Williby to approve an underground permit submitted by Ron Storm to place an electric line under 533rd Avenue to provide electricity for irrigation. Crossing under 533rd Avenue in the NE¼ of Section 30, Township 27, Range 6. Ron Storm is owner. Anson Electric will be doing the work. All work to be done according to state and county specs. Motion was made by Williby, and seconded by Henery. Voting aye: Henery, Schindler, Williby, Kerkman, Koinzan, Bolling and Schwager. Nays none. Motion carried.

Motion by Williby, seconded by Henery to approve an underground permit submitted by Elkhorn Rural Public Power District to place an electric line under 524th Avenue to upgrade existing power line. It will replace old wire and will also be energized at 7,200 volts per wire. Crossing will be under

524th Avenue in the NE¼SE¼ of Section 29, Township 25, Range 6. Elkhorn Rural Public Power District is owner. Elkhorn Rural Public Power District will be doing the work. All work to be done according to state and county specs. Motion was made by Williby and seconded by Henery. Voting aye: Henery, Schindler, Williby, Kerkman, Koinzan, Bolling and Schwager. Nays none. Motion carried.

Supervisor Koinzan discussed a tree in the right of way. The tree, approximately 124 inches in circumference is along the road in Burnett Township. Supervisor Koinzan has been in contact with the land owner, and the land owner has expressed the opinion if the county has removed a tree for oers and not charged them, then they should do the same here. He wants to work with the tax payer and set a good and favorable (for both the County and the Taxpayer). It was discussed how this is a dangerous place for any object, but as the tree is well established; the County wants to approach this with the best possible option. Discussion held as to how all of these situations should be handled now and in the future. There are statutes, 39-309 and 39-308, that address this issue. County Attorney, Joe Abler, suggested to the board to send a letter, give them the allotted time, remove the tree and bill the land owner for the expenses. Road Boss, Casey Dittrich, said he would like to be involved and would immediately get a barrier by the tree to mark it as a danger. The supervisors requested County Attorney, Joe Abler to send a letter to the land owner advising him of the counties plan. Casey Dittrich said he will be talking to landowners and tenants in regards to the trees in the right of way, etc. in the future.

Road Agreement: Marlin Conry, Road Consultant with Invenergy met with the board in follow up of discussions from December meeting regarding road maintenance within the scope of Antelope County Road Agreement with Invenergy regarding maintenance of 527th Avenue and 839th Road. These roads are in southern Antelope County and accessed by Invenergy for maintaining the wind towers. The area of avenue 527th is basically a road that leads only to a wind tower, and 839th road is a heavy traffic road with lot of Invenergy traffic along with resident traffic. Mr. Conry admitted 839th was well used by the equipment and was torn up. Invenergy has presented a solution of Antelope County fix the road, and they will make a donation to cover construction costs. Earlier discussion was for a \$200,000.00 exchange. Highway Superintendent, Brian McDonald had countered back with a estimate of the \$200,000.00 range. Marlin Conry had Constructors Inc. from Lincoln, Nebraska send a proposal to fix the road, the bid presented to the board was for \$291,745.00. Invenergy has agreed to make a \$300,000.00 road repair agreement donation. Mr. Conry agreed to exchange the \$300,000.00 in lieu of fixing the 839th Road. Motion was made by Supervisor Koinzan, second by Supervisor Bolling to accept the \$300,000.00 buyback and return county ownership of asphalt roads in Prairie Breeze III Road Agreement, and use the funds to repair 839th Road. Voting aye: Koinzan, Bolling, Henery, Williby, Schindler, Kerkman and Schwager. Nays none. Motion carried.

Mr. Conry discussed currently, there is no real need for his road maintenance crew to remain in the area except for snow removal issues, and a few other minor things that might come up, not enough to keep a crew here. He asked the supervisors to maintain snow removal, and monitor the road agreement area until spring when they will be back to maintain and finish the contract. Invenergy agreed to stockpile gravel in the Oakdale barn location to use for spreading on the roads. Motion by Koinzan, seconded by Henery for Antelope County to assume and take care of snow removal and distribute gravel from the stockpile in Oakdale. Wanzek Construction will carry on to other locations, and return in May. County will be reimbursed for snow removal and distribution, as if the county bills townships for same.

Brian McDonald, Highway Superintendent met with the supervisors in regards to the One and Six Year Road Program. He handed out current road program plan and asked the supervisors and road boss to review the program and plans to make sure all projects are listed and prioritized. Supervisors were asked to verify projects and bring additional projects to the hearing. Public hearing for the One and Six Year Road Program was set for 10:00 AM on February 2nd, 2016. Motion was made by Supervisor Williby, seconded by Supervisor Kerkman to set time for 10:00 AM on February 2nd, 2016. Voting aye: Williby, Kerkman, Schindler, Koinzan, Bolling, Henery, and Schwager. Nays none. Motion carried.

Discussion on Project #304, Schuchardt Intersection in the southeast corner of Section 30, and the southwest corner of Section 29. 523rd Avenue seems to drop off and it seems to be a safety issue. This road was used by Invenergy, because of safety and other issues the road needs to be built back up. Discussion was to possibly purchase dirt from Novak's, which would be in the vicinity. At this time, Highway Superintendent McDonald is looking for a motion to advertise to repair road. Motion was made by Koinzan, seconded by Kerkman to authorize Highway Superintendent Brian McDonald advertise for bids on the road project. Voting aye: Koinzan, Kerkman, Bolling, Williby, Schindler, Henery, and Schwager. Nays none. Motion carried.

Discussion on Project 318, Steve Knievel's Quarter. Question to place a culvert of not. Mr. McDonald asked to have on agenda to have motion made to look at repairing road, and placing culvert. To January 12, 2016 agenda.

Quarterly Bridge Inspection Reminder and Past Due Bridge Inspection Reminders were reviewed and put on file. Highway Superintendent, Brian McDonald was asked about Bridge Inspection Report, and he stated to just put them on file.

Two (2) Nebraska Department of Roads sign permits were discussed. One is for Creighton Golf Course and one for Plainview Country Club. Discussion wondered if a motion was necessary, or if they were filed for information purposes only. Motion was made by Williby, seconded by Schindler to approve permits. Voting aye: Williby, Schindler, Kerkman, Koinzan, Bolling, Henery and Schwager. Nays none. Motion passed. **Note**after checking with Nebraska Department of Roads. No action needed at this time.

Casey Dittrich met with the County Board to discuss job description and responsibilities. He will obtain his Highway Superintendents License. It was agreed Road Boss responsibilities will include: Supervise, Coordinate, schedule and assign the activities of workers; estimate material or worker requirements for projects; inspect work progress, equipment, or construction sites to verify safety and ensure specifications are met; provide assistance to workers engaged in construction activities; coordinate normal work activities with other construction projects; order materials or supplies; train workers in construction methods, operation of equipment, safety procedures, or company policies; arrange for repairs of equipment or machinery; suggest or initiate personnel action, such as promotions, transfers, hires and terminations; communicating with persons outside organizations; assessing the value, importance, or quality of things or people; communicating with supervisors or subordinates; handling complaints, settling disputes, and resolving conflicts; record keeping; reporting during every board meeting. This list is a work in progress and will be changing as needed. Salary for the position will be \$42,500.00 a year. Job performance evaluation will be in six (6) months. A possible raise if performance appraisal goes well. It was decided employees will answer to Casey, the public will call supervisors. Motion by Henery, seconded by Kerkman. Voting aye: Henery, Kerkman, Koinzan, Bolling, Williby, Schindler and Schwager. Nays none. Motion carried.

Discussion with Road Boss, Casey Dittrich, in regards to road employees and who they answer to. He would like to know if the employees should be calling him, or their Supervisors. It was discussed employees should be checking in with Casey to get assignments, what days they will be gone, who will be gone on what days etc. Casey Dittrich also discussed with the supervisor a number of forms and documentation ideas he is working on. He has been working on equipment and machine lists to keep a current, exact list. Motion was made by Supervisor Henery, seconded by Supervisor Kerkman to have all employees answer to Casey, and the public calling the Supervisors. Casey will be in contact with the supervisors as often as is necessary. Voting aye: Henery, Kerkman, Koinzan, Williby, Schindler, Bolling and Schwager. Nays none. Motion carried.

Supervisor Henery made a motion to approve minutes for December 1, 2015 and December 8, 2015 as written. Motion was seconded by Supervisor Williby. Voting aye: Henery, Williby, Bolling, Koinzan, Kerkman, Schindler, and Schwager. Nays none. Motion passed.

12:45 PM Supervisor Bolling left the meeting.

1:04 PM – Supervisor Henery left meeting.

Clerk, Lisa Payne mentioned an employee concern of possible giving sick leave to another employee who has been sick lately, and does not have any remaining. Pam Bourne, attorney with NIRMA sent a small amount of documentation and requested this not be an employee to employee thing, and have a “leave bank” available so it would be an anonymous donation and usage issue. Discussion continued. There would have to be some kind of policy and or criteria an individual would have to have to qualify. Further discussion and decision tabled until next week, January 12, 2016.

Supervisor Kerkman discussed the need not to hire road personnel at this time. There are truck drivers in the employee pool now, and no additional funds need to be expended on a new employee. Once the Road Boss has assessed and determines a need it can be reassessed. All agreed.

Quarterly Jail Inspection tabled until next week.

Motion by Supervisor Williby, seconded by Supervisor Kerkman to adjourn. Voting aye: Williby, Kerkman, Koinzan, Schindler, and Schwager. Nays none. Bolling and Henery had left already. Motion carried.

Meeting adjourned at 1:12 PM.

ANTELOPE COUNTY BOARD OF SUPERVISORS

By: _____
Jerald Schwager, Chairman of County Board

Attest: _____
Lisa Payne, County Clerk